

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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Cindy St. Clair and Jerry St. Clair,

Civil No. 05-1759 (RHK/JJG)

Plaintiffs,

v.

**ORDER OF DISMISSAL WITH  
PREJUDICE AND WITHDRAWING THE  
ACCEPTANCE OF THE OFFER OF  
JUDGMENT**

Security Check, LLC,

Defendant.

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Based upon the Stipulation of counsel, and all files, records and proceedings herein,

**IT IS HEREBY ORDERED:**

1. Plaintiffs' Notice of Acceptance of Fed. R. Civ. P 68 Offer of Judgment, filed on November 7, 2005, is hereby withdrawn pursuant to agreement of the parties.

2. The above-captioned action against Defendant shall be and is hereby **DISMISSED WITH PREJUDICE** and on the merits, without costs, disbursements or attorney fees to any party, and a judgment of dismissal with prejudice may be entered accordingly.

Dated: January 3, 2006

s/Richard H. Kyle  
RICHARD H. KYLE  
United States District Judge